

Court of Appeals, State of Michigan

ORDER

People of MI v Andrew John Miller

Docket No. **356331**

LC No. **2007-000606-FC**

Christopher M. Murray, Chief Judge, acting under MCR 7.203(F)(1) and MCR 7.211(E)(2), orders:

The motion to waive fees is GRANTED for this appeal only.

The claim of appeal is DISMISSED for lack of jurisdiction. The January 11, 2021 order denying the motion for post-conviction DNA testing is not appealable as a matter of right. Further, to the extent that appellant is attempting to appeal the January 15, 2021 order denying the request for the appointment of counsel, that order is also not appealable by right to this Court. MCR 7.203(A); MCR 7.202(6)(b). Dismissal is without prejudice to the filing of an application for leave to appeal under MCR 7.205, provided such a filing meets all the requirements under the court rules and is not time-barred.





A true copy entered and certified by Jerome W. Zimmer Jr., Chief Clerk, on

March 9, 2021

Date



Chief Clerk